

OSCAR F. JOHNSTON.

[To accompany bill S. 257.]

JANUARY 24, 1857.

Mr. BENSON, from the Committee on Naval Affairs, made the following

## REPORT.

*The Committee on Naval Affairs, to whom was referred Senate bill No. 257, "An act for the relief of Oscar F. Johnston, a passed midshipman in the United States navy," have had the same under consideration and report :*

That the facts in this case are succinctly stated in the Senate report, viz : That they find the petitioner entered the naval service as an acting midshipman in 1846 ; that his warrant as a passed midshipman bears date June 8, 1852 ; but that, owing to his absence from the United States *on duty*, his examination could not take place until June 8, 1853. That, in consequence thereof, the department decided, on June 9, 1853, (which decision was sustained by the Attorney General,) that the memorialist could only be paid as a passed midshipman from the *date* of his examination. The committee are of the opinion that the memorialist is clearly entitled to the pay of a midshipman from the date of his warrant, and accordingly report a bill for his relief.

The committee report back the bill without amendment, and recommend its passage.

